

EXECUTIVE ORDER NO. 07 - 05

WHEREAS, Act 224, 2006 Session Laws of Hawaii,

appropriated out of the funds derived from the public land trust described in section 10-3, Hawaii Revised Statutes, the sum of \$180,000 or so much thereof as may be necessary for fiscal year 2006-2007, for the repair and maintenance of the royal mausoleum at Mauna 'Ala;

and

WHEREAS, Act 224 designated the Office of Hawaiian Affairs ("OHA") as the expending agency for the \$180,000 appropriation;

and

WHEREAS, Act 224 did not identify which of the various "funds derived from the public land trust" were to be used to fund the \$180,000 appropriation Act 224 made; and

WHEREAS, thus far, during fiscal year 2006-2007, the Departments of Agriculture, Accounting and General Services, Business, Economic Development & Tourism, Education, Land and Natural Resources, and Transportation, and various other state agencies and programs have collected funds from the use of public land trust lands; and

WHEREAS, because Act 224 generally authorized the use of the receipts these departments, agencies, and programs collect to fund the \$180,000 appropriation but did not specify which of those receipts were to be used for that purpose, it is necessary

to earmark \$180,000 of those receipts to effectuate Act 224's purpose; and

WHEREAS, the \$180,000 earmarked for that purpose by this executive order are not public land proceeds designated for OHA pursuant to section 10-13.5, Hawaii Revised Statutes;

NOW, THEREFORE, I, Linda Lingle, Governor of Hawaii, pursuant to the authority conferred by Act 224, 2006 Session Laws of Hawaii, designate \$180,000 of the receipts from the use of public land trust land collected by the Department of Land and Natural Resources thus far this fiscal year 2006-2007, and held in the department's ceded lands proceeds trust holding account for the general fund established pursuant to Executive Order No. 06-06, as the \$180,000 "appropriated out of the funds derived from the public land trust" for fiscal year 2006-2007, by Act 224, to be expended by OHA, for the repair and maintenance of the royal mausoleum at Mauna `Ala.

The Department of Land and Natural Resources shall within ten calendar days of the execution of this executive order, transfer \$180,000 from its ceded lands proceeds trust holding account for the general fund, to OHA by journal voucher, using the following accounting information and processes:

a. Account Nos. T-07-931-C and T-07-915-Z1, and transaction codes 804 and 805 for the department and for OHA, respectively;

b. Include the following note under the "Explanation" section of the journal voucher: "to record transfer of funds derived from the public land trust to OHA, pursuant to Executive Order 07-05, and Act 224, 2006 Session Laws of Hawaii."

A copy of the journal voucher must be sent to OHA, and to the Department of Budget and Finance, Attn: Administrator, Budget, Program Planning and Management Division.

DONE at the State Capitol, Honolulu,

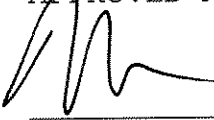
State of Hawaii, this 22nd

day of May, 2007.



LINDA LINGLE
Governor of Hawaii

APPROVED AS TO FORM:



Mark J. Bennett
Attorney General